

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

ELOISA MARQUEZ, RICHARD 1:15CV00787KBM LF  
MARTINEZ, DESTINEY MARTINEZ  
and ANDRELLITA MARTINEZ,

Plaintiffs,

vs.

OFFICER NICHOLAS LEVINE, in  
his official capacity as a commissioned  
law enforcement officer and individual  
capacity, OFFICER RYAN KUEHL, in  
his official capacity as a commissioned  
law enforcement officer and individual  
capacity, and the NEW MEXICO  
STATE POLICE DEPARTMENT,

Defendants.

**RESPONSE TO MOTION TO QUASH SUBPOENA BY PILAR TIRADO MURRAY TO  
DEPARTMENT OF PUBLIC SAFETY**

Plaintiffs, by and through their counsel of record, Pilar Tirado Murray, in response to  
*Defendants' Motion to Quash Subpoena by Pilar Tirado Murray to Department of Public Safety*  
states as follows:

1. The subpoena was erroneously issued.
2. A *Notice of Withdrawal* of that subpoena is attached.
3. Based upon the withdrawal of the subpoena, Defendants' Motion is moot.
4. A hearing is unnecessary.

**RESPECTFULLY,**

/s/Pilar Tirado Murray  
PILAR TIRADO MURRAY  
*Counsel for Plaintiffs*  
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I certify that the foregoing  
was served on opposing counsel  
Frank Apodaca and Chris Saucedo  
at their electronic addresses of  
record via cm/ecf on December 20, 2015.

By: /s/ Pilar Tirado Murray